

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:	) Examiner: Wegert, Sandra L.
	)
David BOTSTEIN, et al.	) Art Unit: 1647
	)
Application Serial No. 09/997,683	) Confirmation No: 4971
	)
Filed: November 15, 2001	) Attorney's Docket No. 39780-2730 P1C32
	)
For: <b>SECRETED AND TRANSMEMBRANE</b>	) <b>Customer No. 35489</b>
<b>POLYPEPTIDES AND NUCLEIC ACIDS</b>	)
<b>ENCODING THE SAME</b>	)

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**FILED VIA EFS  
ON JULY 11, 2007**

**PRELIMINARY AMENDMENT**

**MAIL STOP RCE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

In response to the Office Action mailed on September 14, 2006, in connection with the above-identified patent application (Paper No./Mail Date 20060908), Applicants filed a Notice of Appeal on December 14, 2006. Applicants submit herewith a Preliminary Amendment, accompanied by a Request for Continued Examination under 37 C.F.R. §1.114 for the above identified application. This Preliminary Amendment and the Request for Continued Examination are timely filed requesting a five-month extension of time with necessary fees.

Applicants remarks/arguments in the Response filed on October 27, 2005 and Preliminary Amendment filed on June 30, 2006 are hereby incorporated by reference in their entirety.

**Remarks/Arguments** begin on page **2** of this paper.